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UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

CHOICES WOMEN'S MEDICAL CENTER, INC.,

04 Civ.1677

Plainti∏.

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41<sup>ST</sup> AVENUE REALTY ASSOCIATES, LLC, REH MANAGEMENT CORP. and TIM ZISS,

Desendants.

STIPULATION OF DISCONTINUANCE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for the parties hereto, that the above-entitled action is withdrawn and discontinued, along with all claims and potential counterclaims, with prejudice, and without costs to any of the parties as against the other. This stipulation may be filed without further notice with the Clerk of the Court.

Facsimile signatures shall be deemed to be originals.

Dated: New York, New York April 24, 2006

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